

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

VALLEY ROD & GUN CLUB,

Plaintiffs,

v.

CHESAPEAKE APPALACHIA, LLC ,

Defendant,

ANADARKO E&P COMPANY, LP and
STATOIL ONSHORE PROPERTIES,
INC.,

Co-Defendants.

CIVIL ACTION NO. 3:CV-13-0725

(JUDGE CAPUTO)

ORDER

NOW, this 3rd day of June, 2013, **IT IS HEREBY ORDERED** that:

- (1) Defendant Chesapeake Appalachia, LLC's Motion to Dismiss Plaintiff's Complaint (Doc. 4) is **GRANTED in part and DENIED in part**. The motion to dismiss Count I of the Complaint is **GRANTED**. The motion is **DENIED** in all other respects.
- (2) Defendant Anadarko E&P Onshore LLC, formerly Anadarko E&P Company, LP's Motion to Dismiss Plaintiff's Complaint (Doc. 7) is **GRANTED in part and DENIED in part**. The motion to dismiss Count I of the Complaint is **GRANTED**. The motion is **DENIED** in all other respects.
- (3) Count I of Plaintiff Valley Rod & Gun Club's Complaint is **DISMISSED with prejudice**.
- (4) Defendants shall file answers to the Complaint within **twenty-one (21) days** from the date of entry of this Order.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge